

# COUNTY OF YORK

## MEMORANDUM

**DATE:** June 22, 2004 (BOS Mtg. 8/17/04)

**TO:** York County Board of Supervisors

**FROM:** James E. Barnett, County Attorney

**SUBJECT:** Proposed revisions to County Code § 15-49, keeping of inoperative motor vehicles on property zoned residential or commercial

The 2004 General Assembly adopted SB 204, which amends the authority of local governments to restrict the keeping of inoperable motor vehicles on residential or commercially zoned property. Specifically, the new legislation allows an individual who is keeping on his property, as may be authorized by ordinance, an inoperative vehicle properly screened from view, can keep one additional inoperative motor vehicle which is being used as a source of parts in the act of restoration and repair of the other vehicle. Language which I have proposed to be added to subsection (b) of the County's ordinance is taken directly from the legislation.

Secondly, SB 204 clarified what it means for an inoperative vehicle to be "shielded or screened from view." That definition, again taken directly from the revised statute, now appears as the recommended addition to subparagraph (a). Henceforth, a vehicle is "shielded or screened from view" if it is not visible by someone standing at ground level from outside of the property on which the subject vehicle is located.

Proposed Ordinance No. 04-16, if adopted by the Board, would amend the County's ordinance to be consistent with the revised statute. I recommend its adoption.

Barnett/3440:sw  
Attachment

- Ordinance No. 04-16